

PATENT12/C
B. Webb
9/23/03**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: David L. Thompson; Docket: P-8999.00
Daniel R. Greeninger
and Steven D. Goedeke

Serial No.: 09/825,909 Group Art Unit: 3762

Filed: April 4, 2001 Examiner: Frances P. Oropeza

Title: **IMPLANTABLE MEDICAL DEVICE CONTROLLED BY A NON-INVASIVE PHYSIOLOGICAL DATA MEASUREMENT DEVICE**

AMENDMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed June 18, 2003, the period of response for which runs through September 18, 2003, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims that begins on page two of this paper.

Remarks begin on page five of this paper.

**Medtronic**

Facsimile Cover Sheet

P-8999.00

To: Examiner Frances P.
Oropeza
Company: U.S. Patent and Trademark Office
Phone:
Fax: 703 306-4520

From: Paul H. McDowell
Company: **Medtronic**
Phone: 763 514 3351
Fax: 763 514 6982

Date: September 18, 2003
**Pages including this
cover page:** 15

Comments: RE: P-8999.00
Serial No. 09/825,909
Applicants: David L. Thompson, et al.
Filed: 04/04/2001
Title: Medical Device Controlled by a Non-Invasive Physiological Data Measurement Device

Attached please find the following documents:

- Amendment
- Transmittal

IF TELECOPY IS ILLEGIBLE OR ALL PAGES HAVE NOT BEEN RECEIVED, PLEASE CONTACT KATHY ALTMAN AT TELEPHONE (763) 514-3351 IMMEDIATELY.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ON THIS TRANSMITTAL FORM. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US

DOCKET NO.: P-8999.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
AMENDMENT TRANSMITTAL

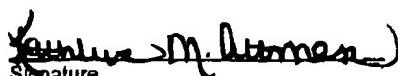
In re Application of: David L. Thompson, et al.

For: Implantable Medical Device Controlled by a Non-Invasive Physiological Data Measurement Device

Serial No.: 09/825,909

Filed: April 4, 2001

CERTIFICATE UNDER 37 CFR 61.8 I hereby certify that this Amendment and Transmittal and the paper(s), as described herein are being sent to telefacsimile No. (703) 306-4520, Art Unit 3762, Attn: Examiner Oropeza, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 18th day of September, 2003.



Signature

Kathleen M. Altman

Printed Name

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

 AMENDMENT

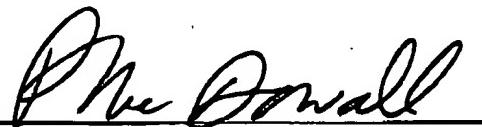
Applicant hereby petitions for one-months' extension of time. If an additional extension of time is required, please consider this petition therefor.

Please charge Deposit Account No. 13-2546 in the amount of \$ _____ for the fee.

Please charge any additional fees or credits to Deposit Account No. 13-2548 which may have been overlooked on this Amendment Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Date

18 Sept. 03
Paul H. McDowell, Reg. No. 34,873
Telephone: (763) 514-3351
No. 27,581